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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Christopher J. Wood et al.	)	<u>PATENT APPLICATION</u>
		)	SEA0820P1041US (SC-169 CON)
Serial No.:	10/623,625	)	
		)	Group Art Unit: 3727
Filed:	July 21, 2003	)	
		)	
For:	ELASTOMERIC HINGE FOR A	)	
	CLOSURE LID	)	
		)	
Examiner:	Lien M. Ngo	)	

FIRST SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner For Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.97, the art identified on the attached form PTO-1449 and other matters discussed below may be helpful to the Patent Office in its examination of the application identified above.

This First Supplemental Information Disclosure Statement is being filed after the period specified in 37 CFR 1.97(b), but before the mailing date of any of the following:

- (1) a Final Action under §1.113,
- (2) a Notice of Allowance under §1.311, or
- (3) an Action that otherwise closes prosecution in the application.

Also enclosed is our check in the amount of \$180.00 to cover the fee set forth in 37 CFR 1.17(p).

Favorable action on the merits of the application is earnestly solicited

Enclosed is a copy of each of the prior application prior art citation listings as initialed or issued by the Examiner in the prior application.

The PTO did not receive the following  
listed item(s) a check

COMMENTS ON CITATIONS

The following comments are directed to the documents disclosed in the accompanying form PTO/SB/08A. Non-English language documents without translation are discussed with a concise explanation pursuant to 37 C.F.R. §1.98(a)(3)(i).

JP 7-61456 appears to disclose a number of embodiments of a flexible, resilient member which is disposed adjacent a hinge between a dispensing closure body and lid. The member does not appear to be attached by molding to the body and lid at transverse ends.

JP 9066954 appears to disclose an elastomeric member which is disposed adjacent a hinge between a dispensing closure body and lid. The member does not appear to be attached by molding to the body and lid at transverse ends.

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The order of listing of the art on the attached Form PTO-1449 should not be construed as an indication of the importance of the listed art.

The Patent and Trademark Office Examiner is requested to review the art and determine the extent of the materiality of the disclosures thereof with respect to the patentability of the subject invention. It is expected that the Patent and Trademark Office Examiner will independently conduct a complete search for relevant prior art.

No inference should be drawn and no representation is made or intended: (a) that a search has been made, or if made, was complete; (b) that the art on the attached list presents a comprehensive investigation of the prior art; or (c) that no more pertinent art than that listed is in existence. [See 37 C.F.R. §1.97(g)]

Citation of any art herein is not to be construed as an admission: (a) that the art

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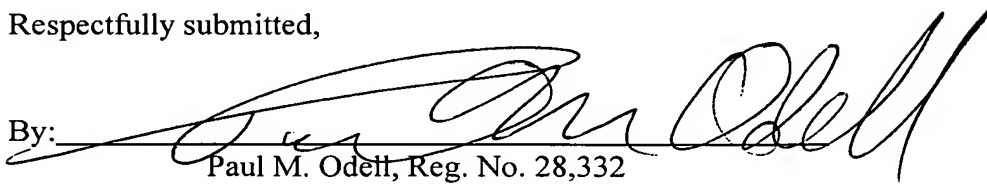
disclosure is, or is considered to be, necessarily within the invention field of endeavor, pertinent to the instant invention, or equivalent to the instant invention; (b) that the art disclosure is, or is considered to be, necessarily prior in time to a particular date which may be relevant in the instant patent application; (c) that the art disclosure is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and/or (d) that the art disclosure is otherwise necessarily prior art with respect to the instant invention and application. [See 37 C.F.R. §1.97(g).]

No inference should be drawn that the discussion of any art herein is a discussion of each and every feature disclosed therein.

Also, there is reserved the right to later set forth how the instant invention is distinguished over the disclosures of any document or other art, including the disclosures of the art cited herein, that may be cited by the Examiner in rejecting a claim in the instant patent application.

Respectfully submitted,

By:



Paul M. Odell, Reg. No. 28,332

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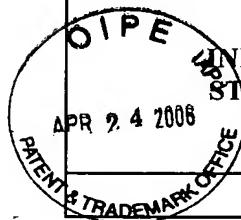
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on April 19, 2006.



Paul M. Odell

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Substitute for form 1449A/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

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of

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Application Number

10/623,625

Filing Date

July 21, 2003

First Named Inventor

Christopher J. Wood et al.

Group Art Unit

3727

Examiner Name

Lien M. Ngo

Attorney Docket No.

SEA0820P1041US (LS-169 CON.)

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		Number Kind Code <sup>2</sup> (if known)			
		US- 4,964,539	10-23-1990	Mueller	
		US 4,002,275	01-11-1977	Crowle et al.	
		US-			
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## FOREIGN PATENT DOCUMENTS

Examiner Initials'	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		JP9066954	11-03-1997	Makoto		
		English Abstract of JP906654				
		JP 7-61456	07-03-1995			
Examiner Signature			Date Considered			

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standards ST.16, if possible. <sup>6</sup> Applicant is to place a checkmark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) and application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.